

David T. Biderman, Bar No. 101577
 dbiderman@perkinscoie.com
 Lisa D. Olle, Bar No. 228551
 lolle@perkinscoie.com
 PERKINS COIE LLP
 Four Embarcadero Center, Suite 2400
 San Francisco, CA 94111
 Telephone: (415) 344-7000
 Facsimile: (415) 344-7050

Attorneys for Defendants
 J. CRAIG HAMILTON, JR. and JOHN D.
 FARRALD, individually and as co-trustees of
 PLEXCO TRUST, and PLEXCO TRUST

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

<p>In Re:</p> <p>JRL PROPERTIES INTERNATIONAL, INC.</p> <p style="text-align: center;">Debtor.</p>	<p>Case No. 04-47072-DML-11</p> <p>Chapter 11 (Pending in the United States Bankruptcy Court, Northern District of Texas, Fort Worth Division)</p>
<p>MICHAEL R. ALLEN,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>J. CRAIG HAMILTON, JR., Individually and as Trustee of PLEXCO TRUST, JOHN D. FARRALD as Trustee of PLEXCO TRUST, PLEXCO TRUST, a California trust, and DOES 1-10, Inclusive,</p> <p style="text-align: center;">Defendants.</p>	<p>Case No. CO7 03382 PVT</p> <p>[PROPOSED] ORDER GRANTING MOTION FOR REMAND, RELIEVING PLAINTIFF OF HIS DEFAULT, AND GRANTING DEFENDANTS LEAVE TO FILE CROSS-COMPLAINT (PROPOSED)</p>

The parties having stipulated thereto and GOOD CAUSE APPEARING THEREFORE,
 IT IS ORDERED that

1. Plaintiff's Motion for Remand is granted. The case is remanded to the Superior
 Court of California for the County of Monterey.

1 2. The Clerk's Entry of Default is vacated. Since the case is remanded to the
2 Monterey County Superior Court and there is no counterclaim procedure in the California State
3 Court, defendants are to be granted leave to file a cross-complaint.

4 3. No fees or costs are awarded to either side. Each party shall pay his or its own
5 attorneys' fees and costs.

6 4. Defendants shall have 60 days, from the date of remand, to file a responsive
7 pleading and cross-complaint in Monterey County Superior Court. Applicable statutes of
8 limitation, if any, are tolled during such 60 days.

9
10 Dated: September 12, 2007



Magistrate Judge Patricia Trumbull